Govt of Madras

Revenue (1952) Dept

passed
Ad
updt

Memo No. 12354 N/52-1

Dated 2.4.'52

Krishnamurthy Rao (Sri) C— Temporary clerk - Comml. Tax officers office Bellary - Valuation of answer papers of last year request - Rejd

Back papers:-

Govt No 807 Pub (Sec) of 15.3.52

3822 - 50 - 1.12.51.

Revn no 49887 N/51-5 of 8.11.51
(Rc.)

FOR MYSORE STATE

REVENUE DEPARTMENT.
Subject.

Krishnamurthy Rao (SRi) C. -Temporary clerk - Comml. Tax Officers office Bellary -Valuation of answer papers of last year request -Report submitted.

Station: Madras. Ref. C.628/52-1 d/28-2-52

From:

Sri D.Balasundaram, BA., Secy to the Commr. of Comml. Tax
" V. N. Kudva. ICS., Commr. of Comml. Taxes.

Read:

(1) From Sri C.Krishnamurthy Rao petition d/20-12-51
(2) From D.C. Madras Rc.5606/51 d/24-1-52

REFERENCE:

Sri C.Krishnamurthy Rao, temporary clerk, Commercial Tax Officer's office, Bellary appeared for the Special competitive examination for regularisation held by the Madras Public Service Commission on 28-4-51. The Madras Public Service Commission rejected his application on the ground that he was working in the Civil Supplies seat of the C.T.O's office - a post which is excluded from the scope of the statutory service rules. The petitioner submitted an appeal to the Govt. But the Govt. rejected his request in their memorandum No.49887 (M/51-5 Revenue dated 8-11-51 and informed the Board (C.T.) that the petitioner's case will have to be considered along with other temporary persons employed in the Civil Supplies Department etc.

The petitioner now states that the C.T.O. Bellary appointed him as a temporary clerk and it was by sheer accident he worked in a post to which Civil Supplies work was allotted. He therfore requests that his answer papers of the last year may be ordered to be valued. The Deputy Commissioner Madras reports that the petitioner does not possess the minimum general educational qualification, that he is not eligible to sit for the Special Competitive examination for regularisation held in February 1952 as per G.O. No.Mis.3022 Public (Services -(C) dat 1-12-51 and that the petitioner's case is a hard one deserving consideration.

The Board submits that the petitionor's request was already considered and rejected by the Government and that there are no fresh grounds for reconsideration. The petition first cited and a copy of the Deputy Commissioner's report are herewith enclosed. The Board requests orders in the matter.

for Secy. CT.

To

The Secy. to Govt. Rev. Dept.
With 1 petition as enclosure.

pr.28.2.

Copy of letter Rc.5606/51-A3 d/24-1-52 from Dy. Comm. Madras.

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Sub: Krishnamurthi Rao (Sri) C. Temporary clerk C.T.O's office Bellary Valuation of answer papers of last year request

Ref: Petition d/20-12-51 from C.Krishnamurthy Rao.
2. From the CTO. Bellary Rc.3209/51 d/24-12-51

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Sri C.Krishnamurthi Rao, Temporary clerk, office of the C.T.O. Bellary, sat for the Madras Public Service Commn. Examination held last year, but he was subsequently informed that his answer books will not be valued as his application was rejected, as he was working in the Civil Supplies Branch which was excluded from the scope of the statutory service rules. He has again submitted a petition requesting valuation of his answer papers.

The petitioner was working in the CT Dept. but in a post to which Civil Supplies work was allotted. It was open to the C.T.O. to have appointed him in a regular post of the C.T. Dept., and any other candidate in the civil supplies post. The petitioner's contention that it was by sheer accident that he worked in a post to which Civil Supplies work was allotted . is quite sane.

If he is now asked to appear for the examination thrown open to Civil Supplies clerks, he is not eligible as he does not have minimum general educational qualifications. It will therefore, be a hardship if his request is refused.

I, therefore, request that the Madras Public Service Commn. may be moved again to value his answer papers. His petition and the Comml. Tax Officer's reference are enclosed.

/true copy/

for Secy. CT.

28.2.

TO

THE SECRETARY TO GOVERNMENT,
REVENUE DEPARTMENT, FORT ST.GEORGE,
MADRAS

THRO'

PROPER CHANNEL,

Sir,

Sub: ESTABLISHMENT- Temporary Government Servants- Regularisation of Service- Valuation of answer papers- Request-

Ref: 1) My Petition Dated 23-5-51.
2) B.P.St.1711/51 Dated 28-11-51.
3) G.O.Ms.No.3022 Public (Services) D/1-12-51.

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In my petition cited above I requested that as I was permitted to sit for the Special Examination held in April 51, my case may be specially considered and my answer papers may be ordered to be valued and my services regularised on the result of such valuation. I was given an endorsement on this petition that my case would be considered along with that of temporary Government servants employed in the Civil Supplies Department.

In the G.O. cited above, the Temporary Government Servants employed in the Civil Supplies Department are allowed to sit for the regular service commission examination to be held in February 52 subject to certain conditions, for regularisation of their services. It is presumed that I am to take advantage of this and I will have to appear for the A.P.S.C. examination again in February 52 if I possess the qualifications prescribed in para 2 of the G.O.

If the above presumption is correct and if I have to appear again for the examination, I submit it will tantamount to a very serious injustice to me. From the beginning, my grievance is that my case is different from that of the temporary servants of the civil supplies department. I was appointed in the Commercial Taxes Department by the Commercial Tax Officer, Bellary. Among the several clerks appointed in the Commercial Tax Officer's Office, I was given the civil supplies branch. I am given other work too relating to Commercial Tax subjects. So, while my juniors appointed in other seats in the same office were allowed to sit for the Spl.Examination and their services regularised, I was by sheer accident of my having been given the civil supplies branch, denied of this concession that too, after I was permitted to appear doing the C.T.Department work also, and my answer papers may now be ordered to be valued and if I am found to have passed in the examination, my services maybe regularised in this Department.

This request will not cause hardship to others who are now required to appear for the next examination as they did not appear in the previous examination. It is bare justice that I have requested and I hope the Government will not fail to do the right by me.

Bellary.
Dated: 20-12-51.

I remain, Sir,
Yours Faithfully,
C.Krishna MoorthyRao.
20.12.51.

4 Rev Dept

Memo no. 12354.N/52-1 dated. 2/4/52

pl issue 3/4/52

Encl: copy of G.O at (R)

Public Servant – C.T. Dept. (Bellary) Krishnamoorthy Rao Sri C., clerk, CTO's office, Bellary – Regularisation of temporary service and admission to Special Competitive examination.

From Sri C Krishnamoorthy Rao, petition 8/20.12.51

pd cf.

From the Board of Rev Refce. C 628/52-10/26.2.52

pl cf

4 (R)

A copy of G.O. no 807 Pub (Ser) dated 15.3.52 with my brief Refce quoted above is forwarded to the Board of Rev (C.T.) under para 2 of that G.O.

(R) the petitioner is ~~entitled to appear~~ eligible to sit for the Special Competitive examination to be held by the commission in June 1952. ~~and no directive orders of the Govt.~~

5

~~permitting the petitioner to appear for that examination are necessary.~~ The Board is requested to ~~explain the position to~~ inform the petitioner accordingly

2 The petitioner is referred to the Board of Rao (CT) for orders on his petition quoted above

8/3/52

8-3-52

31-3-52

To the Sec'y. Government of India
Rao thro. the Board of Rao (CT) (para 2 only)

Dis 12354/

Notes

Rv Dept

Public Servs – (CT Dept) – (Belly) – Kindly say Govt, Sri C – Clk, CTO's Offi, Bellary – Regularisn of temporary service and admissn to APSC exam.

From the Regr. Regd. C. 628/52-1 dt 28.5.52

D.O.S.

Please see the Regr's Regd. & encls. in the cf. The Regr's Regd. on p 1 cf. explains the case fully. It is clearly laid down in para 2 of the G.O. No. 3022 Pub(Ser) dt 1.12.51 that the temporary men employed in the Civil Supplies Dept etc. must appear for the February 1952 examinatn & that one of the conditns that they must satisfy is that they must possess the minimum general educational qualificatn. In the present case the petitnr does not possess the minimum general educational qualificatn and if the rules were to be relaxed in his case on that account there will be a number of cases of the similar cases in which the concessn will have to be shown. In para 2 of the G.O. reference to it is also made in clear terms that regularisatn of the services in the case of men like the petitnr as in the case of persons regularised with reference to the earlier orders referred to in para 1 of that G.O. is out of the question. The Regr. also does not recommend any reconsiderath of the orders passed in the memo: at pp 11-12 cf. of Memo No 49287/N/57-5 dt 24.11.57. In the circumstances the request of

the petition that this answer papers at the examination held by the TNPSC in 1951 might not be valued may be rejected.

Pub(Ser) may see before circulation.

13.3.52

I think the some modifications of the criteria specified in GO (M) is under consideration in the Public Dept. and the Public Dept is in a similar file in Judicial. Please see if it is proposed to make any modification in the criteria regarding framing of minimum qualifications.

16.3.52

Jt. Sec.

It is understood that Pub(Ser) are issuing orders relaxing the first 2 criteria mentioned at P. ante in G.O. 2032 Pub(Ser) dt. 1.12.51. The receipt of a copy of the orders in this Dept. may be awaited till 24.3.52.

18.3.52

To AS

Please see the notes from p1 above and the orders issued in G.O. 804 Public (Services) dated 15.3.52 - Copy (R).

According to para 2 of that G.O. the petitioner is entitled to appear for the special Competitive examination to be held by the Commission in June 1952. and no specific orders of the Govt. are necessary permitting him to appear for that examination. The Boards' attention may therefore be invited to that G.O. and the Board may be asked to explain the position to the clerk. A draft memo is submitted for approval.

It is working as typing clerk in the office of the G.O. Public, since April 1944. vide p 3 of 7 (R)

31.3.52

* Removed from 1952

8/3/52

31.3.52